IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 15TH JUNE 2007 / 25TH JYAISHTA 1929

WP(C).No. 15864 of 2003(L)

PETITIONER:

SARAMA KUMARI M.S., W/O. DEVADAS,
AGED 43 YEARS, KRISHNA BHAVAN,
P.O. PAZHAYANGADI, KANNUR DISTRICT.

BY ADV. SRI.V.N.RAMESAN NAMBISAN

RESPONDENTS:
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1. **DISTRICT MEDICAL OFFICER, KANNUR.**

2. **GOVERNMENT OF KERALA, REPRESENTED BY THE SECRETARY, DEPARTMENT OF HEALTH AND FAMILY WELFARE, SECRETARIAT, THIRUVANANTHAPURAM.**

3. **EMPLOYMENT OFFICER, EMPLOYMENT EXCHANGE, KANNUR.**

4. **K.P. SUMA, W/O. PARAMESWARAN, NEAR DURGAMBIKA TEMPLE, P.O. PAZHAYANGADI R.S., KANNUR DISTRICT.**

BY ADV. SRI.M.V.BOSE
GOVERNMENT PLEADER SRI.THOMAS JOHN AMBOOKEN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 15/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON IA. NO. 294/2003 IN WP(C) NO.15864/2003

DISMISSED

15.06.2007 **SD/- KURIAN JOSEPH, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE EMPLOYMENT EXCHANGE CARD ISSUED BY 3RD RESPONDENT.

EXT.P2:- COPY OF THE LETTER BEARING NO.A3/2228/03 DT. 4.3.03 ISSUED BY 1ST RESPONDENT.

EXT.P3:- COPY OF THE NON-CREAMY LAYER CERTIFICATE ISSUED BY CONCERNED TAHSILDAR TO THE PETITIONER DT. 4.4.03.

RESPONDENTS EXHIBITS

EXT.R1(a):- COPY OF THE GO(MS)291/01/H&FWD DT. 13.11.01.

EXT.R4(a):- COPY OF THE REGISTRATION CARD OF THE 4TH RESPONDENT.

EXT.R4(b):- COPY OF THE CERTIFICATE DT. 28.11.84 OF 4TH RESPONDENT.

EXT.R4(c):- COPY OF THE ANGANWADI WORKERS' JOB TRAINING CERTIFICATE ISSUED TO THE PETITIONER DT. 15.7.95.

EXT.R4(d):- COPY OF THE CREAMY LAYER CERTIFICATE ISSUED BY TAHSILDAR, KANNUR, DT. 9.4.03.

EXT.R4(e):- COPY OF THE ORDER NO.A3/2328/03 DT. 21.4.03 OF THE DISTRICT MEDICAL OFFICER OF HEALTH, KANNUR.

EXT.R4(f):- COPY OF THE ORDER NO.A3-10711/2003 DT. 21.5.03 OF THE DISTRICT MEDICAL OFFICER OF HEALTH , KANNUR.

/TRUE COPY/

tss

KURIAN JOSEPH, J.

W.P. (C). NO. 15864 OF 2003

Dated this the 15th day of June, 2007.

J U D G M E N T

Petitioner is aggrieved by the selection of fourth respondent as part-time Sweeper. It is seen from the counter affidavit that the selection was made on the basis of Exhibit R1(a) guidelines by the District Level Selection Committee. It is also stated in the counter affidavit that the petitioner was under open priority whereas the fourth respondent was under the priority category, being a member of Dheevara committee. According to the petitioner, she also belongs to the OBC category.

2. In the above circumstances, this writ petition is disposed of directing the 2nd and 3rd respondents to look into the matter and to take steps for considering the petitioner for the next available vacancy.

KURIAN JOSEPH, JUDGE.

smp